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5 *Antonio Barajas, and Barajas & Associates, Inc.*

6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 TRUSTEES OF THE OPERATING
ENGINEERS PENSION TRUST; TRUSTEES
9 OF THE OPERATING ENGINEERS HEALTH
AND WELFARE FUND; TRUSTEES OF THE
10 OPERATING ENGINEERS JOURNEYMAN
AND APPRENTICE TRAINING TRUST; and
11 ENGINEERS VACATION-HOLIDAY
SAVINGS TRUST,

12 Plaintiffs,

13 vs.

14 LAND SURVEY TECHNOLOGIES INC., a
Nevada corporation; and ANTONIO BARAJAS,
15 an individual; BARAJAS & ASSOCIATES,
INC., a Nevada corporation; THE BARAJAS
16 GROUP, a Nevada corporation; ADRIAN
BARAJAS, an individual; and THE
17 GUARANTEE COMPANY OF NORTH
AMERICA USA, a Michigan corporation,

18 Defendants.
19

CASE NO. 2:13-cv-01403-JAD-NJK

JUDGE: HON. JENNIFER A. DORSEY

**STIPULATION AND ORDER TO
VACATE HEARING ON DEFENDANTS'
MOTIONS TO SET ASIDE DEFAULT
AND PLAINTIFFS' MOTION FOR
DEFAULT JUDGMENT**

[SECOND REQUEST]

20 Defendants ANTONIO BARAJAS, LAND SURVEY TECHNOLOGIES, INC., and
21 BARAJAS & ASSOCIATES, INC., by and through their counsel, Jeffrey Hulet, Esq.; Defendants
22 THE BARAJAS GROUP and ADRIAN BARAJAS, by and through their counsel, Lee Iglody,
23 Esq.; and Plaintiffs TRUSTEES OF THE OPERATING ENGINEERS PENSION TRUST,
24 TRUSTEES OF THE OPERATING ENGINEERS HEALTH AND WELFARE FUND,
25 TRUSTEES OF THE OPERATING ENGINEERS JOURNEYMAN AND APPRENTICE
26 TRAINING TRUST, and TRUSTEES OF THE OPERATING ENGINEERS VACATION-
27 HOLIDAY SAVINGS TRUST, by and through their counsel, Nathan Ring, Esq., hereby stipulate
28 to vacate the October 17, 2016, hearing on Plaintiffs' Motion for Default Judgment [ECF No. 34],

1 and Defendants' Motions to Set Aside Default [ECF Nos. 37 and 40].

2 On August 23, 2016, the Court granted the parties' stipulation and request to extend the
3 hearing on the pending motions until October 17, 2016 [ECF No. 46]. The parties have
4 subsequently agreed to settle this matter, and are in the process of finalizing settlement
5 documents.

6 As a result of the settlement, the parties agree to vacate the hearing on October 17, 2016.
7 To the extent the settlement is not finalized by November 15, 2016, the parties will file a joint
8 status report to the Court. The undersigned counsel represent that this stipulation is entered in
9 good faith and is not designed for purposes of delay. The undersigned counsel further stipulate
10 that they fully expect the settlement documents to be completed on or before November 15, 2016
11 and a stipulation to dismiss this case to be filed on or before that date.

12 IT IS SO STIPULATED.

13 Dated this 7th day of October 2016.

Dated this 7th day of October 2016.

14 /s/ Jeffrey Hulet
15 By: _____
16 JEFFREY HULET
17 Nevada Bar No. 10621
18 *Attorney for Land Survey Technologies,*
19 *Barajas & Associates, Inc., and Antonio*
20 *Barajas*

/s/ Lee Iglody
By: _____
LEE IGLODY
Nevada Bar No. 7757
Attorney for The Barajas Group and
Adrian Barajas

19 Dated this 7th day of October 2016.

20 /s/ Nathan Ring
21 By: _____
22 NATHAN R. RING
23 Nevada Bar No. 12078
24 *Attorney for Plaintiffs*

23 **ORDER**

24 IT IS SO ORDERED. The October 17, 2016 hearing is vacated.
25 The parties have until November 15, 2016, to file their stipulated dismissal of this action.

26 
27 _____
28 U.S. DISTRICT JUDGE

DATED: 10/7/16